

**IN THE HIGH COURT OF JUDICATURE OF ANDHRA
PRADESH
AT HYDERABAD**

WEDNESDAY THE THIRTIETH DAY OF NOVEMBER
TWO THOUSAND AND FIVE

: PRESENT :

THE HON'BLE MR. JUSTICE : **D.S.R.VARMA**
AND
THE HON'BLE MR. JUSTICE: **P.SWAROOP REDDY**

FCAMP NO. 391 OF 2005

IN

FCA.(SR) No. 47321 of 2005

Between:

D.Jagdish S/o Gourishankar

Petitioner

(Appellant in FCA. (SR) No. 47321 of
2005 on the file of the High Court)

AND

D.Samata W/o D.Jagdish

R/o 3-325/26, Kranthi Enclave, Anandnagar,
Ramanthapur

Respondent
(Respondent in –do-)

COUNSEL FOR PETITIONER : Ms. Hema Jaiswal
COUNSEL FOR RESPONDENT :

Petition under Section 5 of Limitation Act to condone the delay of 149 days in preferring the F.C.A.(SR) No. 47321 of 2005 sought to be preferred against the order of the court of the Judge, Family Court, Hyderabad, passed in I.A. No. 1330 of 2004 in O.S. No. 119 of 2003 dated: 3-5-2005

The Court while directing issue of notice to the Respondents herein to show cause why this application should not be complied with, made the following order.
(The receipt of this order will be deemed to be the receipt of notice in the case).

ORDER :

Notice returnable in two weeks.

Learned counsel for the petitioner is also permitted to take out personal notice by R.P.A.D. either to the Respondents or to her Counsel before the Court below and file proof of service into Court.

Pending further orders on the said application, which is filed to condone the delay of 149 days in filing the present Family Court Appeal, there shall be interim stay of all further proceedings pursuant to the judgment, dated 19-10-2004, in O.S. No. 119 of 2003, passed by the Family Court, Hyderabad, including the proceedings for execution, on condition of the petitioner depositing a sum of Rs. 1,000/- (Rupees one thousand only) on or before 10th of every month commencing from 10th December, 2005, before the Family Court, Hyderabad.

List the application on 21-12-2005.

Sd/-T.VENKATESWARA

RAO

ASSISTANT

REGISTRAR

//TRUE COPY//

for ASSISTANT

REGISTRAR

To

1. The Judge, Family Court, Hyderabad.
2. D.Samata W/o D.Jagdish, R/o 3-325/26, Kranthi Enclave, Anandnagar, Ramanthapur, Hyderabad (**BY RPAD**)
3. One spare copy.
4. One CC to Smt. Hema Jaiswal, Advocate (OPUC).

AB

HIGH COURT

DSRVJ

&

PSRJ

DATE: 30/11/2005

ORDER

FCAMP NO.391 OF 2005

IN

FCA(SR) NO. 47321 OF 2005.

INTERIM STAY

HIGH COURT

AGS

DRAFTED ON 30-11-2005

**DSRVJ
&
PSRJ**

DATE: 30-11-2005

ORDER

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IN
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INTERIM STAY